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Michael E. Dergosits (Bar No. 118206)
 Teddy K. Joe (Bar No. 242589)
 DERGOSITS & NOAH, LLP
 Three Embarcadero Center, Suite 410
 San Francisco, CA 94111
 Telephone: (415) 705-6377
 Facsimile: (415) 750-6383
 mdergosits@dergnoah.com
 tjoe@dergnoah.com

Matthew J.M. Prebeg (*pro hac vice*)
 Edward W. Goldstein (*pro hac vice*)
 Holly H. Barnes (*pro hac vice*)
 GOLDSTEIN, FAUCETT & PREBEG L.L.P.
 1177 West Loop South, Suite 400
 Houston, TX 77027
 Telephone: (713) 877-1515
 Facsimile: (713) 877-1735
 mprebeg@gfpiplaw.com
 egoldstein@gfpiplaw.com
 hbarnes@gfpiplaw.com

Attorneys for Plaintiff
 YieldBoost Technologies, Inc.

Claude M. Stern (Bar No. 96737)
 QUINN EMANUEL URQUHART & SULLIVAN, LLP
 555 Twin Dolphin Drive, 5th Floor
 Redwood Shores, California 94065
 Telephone: 650-801-5000
 Facsimile: 650-801-5100
 claudestern@quinnemanuel.com

Robert B. Wilson (*pro hac vice*)
 QUINN EMANUEL URQUHART & SULLIVAN, LLP
 51 Madison Avenue, 22nd Floor
 New York, New York 10010-1601
 Telephone: (212) 849-7000
 Facsimile: (212) 849-7100
 robertwilson@quinnemanuel.com

Jesse Geraci (Bar No. 259755)
 QUINN EMANUEL URQUHART & SULLIVAN, LLP
 50 California Street, 22nd Floor
 San Francisco, California 94111
 Telephone: (415) 875 6600
 Facsimile: (415) 875 6700
 jessegeraci@quinnemanuel.com

Attorneys for Defendants Photon Dynamics,
 Inc. and Orbotech, Inc.

**IN THE UNITED STATES DISTRICT COURT
 FOR THE NORTHERN DISTRICT OF CALIFORNIA
 SAN JOSE DIVISION**

YELDBOOST TECHNOLOGIES, INC.,
 a California corporation,

Plaintiff,

v.

PHOTON DYNAMICS, INC.,
 a California corporation, and ORBOTECH,
 INC., a Delaware corporation,

Defendants.

Civil Action No.: 5:09-cv-03828-RS

**~~PROPOSED~~ ORDER GRANTING
 THIRD REQUEST TO EXTEND 30-
 DAY CONDITIONAL DISMISSAL
 [F.R.C.P. 41(a)]**

Honorable Richard Seeborg

~~—[PROPOSED]—~~ **ORDER**

In consideration of the parties' third request to extend the previously-entered, voluntary 30-day Conditional Dismissal of the above-titled action, under Federal Rule of Civil Procedure 41(a),

IT IS HEREBY ORDERED THAT all scheduled dates remain VACATED, all claims asserted by Plaintiff herein shall be DISMISSED with prejudice, and all counterclaims asserted by Defendants herein shall be DISMISSED without prejudice, unless reinstated by any party within thirty (30) days – on or before August 18, 2010. Plaintiff or Defendants may restore this matter to the Court's active docket in the event that the parties fail to fully execute a written settlement agreement on or before August 18, 2010.

IT IS SO ORDERED.

Date: 7/26/10



THE HONORABLE RICHARD SEEBORG
United States District Court Judge